

1 HON. BENJAMIN H. SETTLE
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

8 WASTE ACTION PROJECT,) Case No. 3:17-cv-05445-BHS
9 Plaintiff,) JOINT MOTION FOR ENTRY OF
v.) CONSENT DECREE
10 PORT OF OLYMPIA,) NOTE ON MOTION CALENDAR:
11 Defendant.) February 26, 2020
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13 MOTION

14 Plaintiff Waste Action Project and Defendant Port of Olympia (the “Port”) hereby jointly
15 move the Court for an order approving the entry of the Consent Decree filed herewith.

16 STATEMENT IN SUPPORT

17 Waste Action Project and the Port (collectively, “the parties”) have agreed that settlement
18 of this matter as between these parties is in the public interest and that entry of the Consent
19 Decree is the most appropriate means of resolving this matter.

21 Pursuant to 33 U.S.C. § 1365(c)(3) and 40 C.F.R. §§ 135.4 and 135.5, copies of the
22 Complaint and the Consent Decree will be served on the U.S. Attorney General, the
23 Administrator of the U.S. EPA and the Regional Administrator of Region 10 of the U.S. EPA.
24 The Consent Decree may not be entered prior to 45 days following receipt by both the
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JOINT MOTION FOR ENTRY - 1
Case No. 3:17-cv-05445-BHS

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Administrator and the Attorney General. The noting date for the Court's consideration of this matter has been scheduled accordingly.

The parties respectfully request this Court enter the Consent Decree.

RESPECTFULLY SUBMITTED, this 8th day of January, 2020.

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s/Daniel Berner

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